

1 IN THE CIRCUIT COURT OF THE THIRTEENTH JUDICIAL CIRCUIT
2 IN AND FOR HILLSBOROUGH COUNTY, STATE OF FLORIDA
3

4 - - - - - X
5 IN THE MATTER OF: :
6 EXECUTIVE ORDER NUMBER 00-256; :
7 INQUIRY RELATED TO THE CONDUCT :
8 OF THE HONORABLE ROBERT BONANNO, :
9 A CIRCUIT JUDGE :
10 - - - - - X

11 **GRAND JURY TESTIMONY OF FREDDIE PARKS,**
12 **T. MICHAEL FOSTER, and F. DENNIS ALVAREZ**
13

14 DATE: October 25, 2000
15 TIME: Beginning at 9:00 a.m.
16 Concluding at 12:00 p.m.
17 PLACE: Grand Jury Room - Third Floor
18 Hillsborough County Courthouse
19 419 Pierce Street
20 Tampa, Florida 33602

21 COURT REPORTER: LYND A J. MILLS
22 Registered Merit Reporter
23 Notary Public
24 State of Florida at Large
25

1 APPEARANCES:

2 On behalf of State:

3 HON. JERRY HILL, STATE ATTORNEY
 4 HON. ALFRED C. THULLBERY, JR.
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 6 Tenth Judicial Circuit
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 12
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 14
 15

16 I N D E X

17 WITNESSES: EXAMINATION BY AT PAGE

18 For the State:

19	FREDDIE PARKS	Mr. Hill	3
20		Grand Jurors	15
21	T. MICHAEL FOSTER	Mr. Hill	19
22		Grand Jurors	40
23		Mr. Hill	42
24		Grand Jurors	43
25	F. DENNIS ALVAREZ	Mr. Hill	46
		Grand Jurors	102
	Certificate of Reporter		113

P R O C E E D I N G S

Whereupon,

FREDDIE PARKS,

was called as a witness, and being duly sworn by Alfred C. Thullbery, Jr., Assistant State Attorney, was examined and testified as follows:

DIRECT EXAMINATION

BY MR. HILL:

Q Again, good morning, sir.

A Morning.

Q Would you state your full name for the Grand Jury?

A Freddie Parks.

Q Mr. Parks, I've got to get you to really speak up. It's hard to hear in this room. The court reporter's got to hear you, and the people in each corner must hear you.

A Freddie Parks.

Q Thank you, sir. I want to thank you for being here. I bet you it's not comfortable.

A Well, I'm okay.

Q Good. Because I want you to know something. All we need is the benefit of your knowledge. We want you to help us out a little bit.

A Yes, sir.

1 Q Nothing more, nothing less.

2 A I understand.

3 Q Where are you employed?

4 A I work for Grover's Building Service.

5 I'm a supervisor at the Hillsborough County Courthouse.

6 Q All right. That's a company that has a
7 contract with the courthouse or the county for
8 cleaning?

9 A That is correct.

10 Q How long have you actually been assigned
11 to supervise the courthouse?

12 A A year and a half.

13 Q Okay, sir. During that year and a half
14 has the personnel that works under your supervision
15 been fairly constant and stable, or do you have a lot
16 of turnover?

17 A Not a lot of turnover, pretty stable.
18 I've got a pretty good group now.

19 Q You know the time frame I want you to
20 think back to, and that's July 27th of this year.

21 A Yes.

22 Q First let me ask you this: Do people
23 work in crews or do they work individually when they're
24 assigned the task here at the courthouse?

25 A They work in crews.

1 Q Okay, sir.

2 A The restroom people, there's two in a
3 crew.

4 Q And how many crews do you have in your
5 restrooms?

6 A Two. One works the north end and one
7 works the south end of this building.

8 Q And what other crews do you have?

9 A A crew to collect the trash.

10 Q How many crews do you have to do that?

11 A One.

12 Q One crew. Are there any other crews?

13 A And the vacuum people. Plus, I've got a
14 group that does the floors, the carpet and tile and
15 whatnot.

16 Q That's more than vacuuming, that's if
17 there's a special need for cleaning?

18 A To clean the carpet. More than vacuum,
19 yes.

20 Q How many vacuum crews do you have?

21 A There's two individuals in the crew.

22 Q Is that one crew of two people?

23 A Yes.

24 Q They do all the vacuuming?

25 A Yes.

1 Q All right. Do you -- do those crews work
2 at all hours of the day and night?

3 A No.

4 Q When do you begin the task of cleaning
5 the courthouse?

6 A At 5:30 in the afternoon.

7 Q Okay. And how do you monitor the coming
8 and going of the people you supervise? Is there a time
9 clock is really what I want to know?

10 A A time clock? Yes, there's a time clock.

11 Q All right, sir. Do the people on those
12 crews often change job functions? If I'm working, you
13 know, waste pickup, garbage pickup today, could I be
14 doing vacuuming tomorrow?

15 A No, no, no.

16 Q So whatever crew you're assigned to, if
17 it's bathroom detail --

18 A It's a day-to-day thing, yeah.

19 Q Okay, sir. What -- is there any training
20 involved if I'm a new employee coming to work under
21 your supervision, any instruction involved?

22 A Of course there's instruction, yes.

23 Q Can you tell me basically the type thing
24 you would cover in that instructional phase?

25 A The number one thing is you want to find

1 out how much experience they have, if they have any at
2 all. It doesn't take a lot of experience to do what we
3 do, but you want to know.

4 Q Yes, sir.

5 A And one of the main things about working
6 in the offices is you don't read what's on the desks,
7 you don't touch what's on the desks, and be sure you
8 close all offices. They're instructed they have to
9 lock these doors --

10 COURT REPORTER: I'm sorry, Jerry. I
11 can't hear him. That you close all offices?

12 A Well, they're instructed to lock the
13 offices when they leave the offices.

14 GRAND JUROR: Close and lock?

15 THE WITNESS: Huh?

16 GRAND JUROR: Close the door and lock?

17 THE WITNESS: And lock the door, yes,
18 sir, that's correct.

19 BY MR. HILL (resuming):

20 Q Is security a primary thing that you
21 stress, everything must be secured when they leave?

22 A In this building, yes.

23 Q Do -- is there a particular sequence or
24 order in which these cleaning crews clean an office?
25 Or, for the sake of argument, in one office the garbage

1 can be picked up, the bathroom cleaned, and the floor
2 swept, and in it another office in another part of the
3 building the floor swept, the garbage picked up, then
4 the bathroom cleaned, or is there a particular sequence
5 that you use?

6 A Well, it depends on what area of the
7 building you're speaking of. If we are on the first
8 floor, the trash is collected from the first floor
9 while the restrooms are being cleaned on the third
10 floor. And the vacuuming is done on the first floor,
11 the same thing.

12 Q Okay, sir. Do each of the cleaning crews
13 have master keys that will get them into almost --

14 A Yes.

15 Q -- through any door in the building?

16 A Yes, uh-huh.

17 Q Does each member of that crew have a key,
18 or just one person on that crew?

19 A It's one person on the crew has a key.

20 Q Do you know if different crews enter
21 these different judges' suites through the same door,
22 or might they use different doors to enter?

23 A They could use different doors. I'm
24 almost certain they do.

25 Q Is it customary for them to prop those

1 doors open while they're working, or does that vary
2 from crew to crew?

3 A It depends on what crew it is. The
4 restroom people will prop the door open because they
5 try to carry all the gear in at one time so that they
6 could --

7 Q Do you know a, is it Pedro Diaz?

8 A Yes, uh-huh.

9 Q And who is that?

10 A He vacuums.

11 Q I'm sorry?

12 A He's a vacuum person.

13 Q Okay. Do you know if this individual was
14 working on July the 27th of this year?

15 A He was, yes.

16 Q Do you know if this person had a reason
17 to enter Judge Holder's chambers?

18 A Yes.

19 Q Do you know whether or not this was a
20 member of the first crew of at least three crews that
21 went into Judge Holder's chambers that night?

22 A He would be the last one in there.

23 Q Do you know who the first one was that
24 evening?

25 A Maria Garcia.

1 Q I'm sorry?

2 A Maria Garcia for the restroom.

3 Q Can you tell the Grand Jury if you have
4 any knowledge of what time you believe Maria Garcia
5 would have entered Judge Holder's chambers?

6 A About 5:45.

7 Q And she did not come to work we know
8 before 5:30?

9 A No, they're not allowed on the floors
10 until 5:30 and beyond.

11 Q How long would it take Maria Garcia per
12 crew to perform her job function in a judge's chambers?

13 A Ten minutes.

14 Q Okay.

15 A He's got an extremely small restroom.
16 That's her function, the restroom.

17 Q Okay.

18 A The restrooms are very small.

19 Q Okay. So in all probability she did at
20 least one restroom prior to getting to Judge Holder's
21 office?

22 A That is correct.

23 Q Now, did you indicate that the restroom
24 crew is the one that is likely to prop a door open?

25 A That is correct.

1 Q What do they use to prop a door open?

2 A There's a prop on the bottom of the door
3 they prop it open with.

4 Q A leg that comes down from the door?

5 A That comes down, yes.

6 Q Okay. All right. Do you know how long
7 it would have been before another crew would have come
8 in behind her --

9 A Yes.

10 Q -- to do their job function?

11 A The trash collectors would probably
12 arrive up there around 7:30.

13 Q Okay. It's probably not relevant. What
14 you're telling this Grand Jury is she was the first one
15 there?

16 A Maria Garcia, that's correct.

17 Q Didn't check in before 5:30?

18 A No, she didn't.

19 Q Didn't get to Judge Holder's before 5:45?

20 A That's correct.

21 Q Took approximately 10 minutes while in
22 there to complete --

23 A That is correct.

24 Q -- her function?

25 A That's correct.

1 Q Mr. Parks, you've been very, very
2 helpful. There's two things I want to do. Number one
3 is I want to make sure that if there's anything on your
4 mind that you think would help us --

5 A Uh-huh.

6 Q -- that you share that with us. And then
7 I want to see if the folks have any questions of you.
8 Is there anything you think we ought to know that we
9 haven't covered?

10 A Well, I could tell you one thing. That
11 is, oftentimes working this building you may walk up to
12 one of the judge's offices and the door is open, you
13 know. I've found that many, many times in the past as
14 is now everybody is kind of locking doors behind them.

15 Q Those doors would be open you think
16 because either the judge or a member of the judge's
17 staff left it open?

18 A That is correct.

19 Q When you say open, how often do you find
20 a door what I would call ajar?

21 A Uh-huh.

22 Q Now, and I want to draw the distinction
23 between unlocked and open.

24 A Uh-huh.

25 Q Do these doors fully close as a result of

1 the way they're designed generally?

2 A Yes, they close pretty tight. And I have
3 walked up to these doors and thinking that they would
4 be locked because of how tight they are, and then you
5 pull the handle and it's open.

6 Q Unlocked?

7 A Unlocked, uh-huh.

8 Q Are you aware of that experience with
9 Judge Holder's office?

10 A I have entered his office without using
11 the key on one or two occasions, yes.

12 Q And that was before your cleaning crew
13 ever got there?

14 A Yes, that's correct.

15 Q Do you remember which door you entered?

16 GRAND JUROR: Could you repeat that last
17 statement? Repeat your last statement.

18 A About have I ever entered the office?

19 Q Well, Judge Holder's particular office.

20 A Judge Holder's, yes, I have, uh-huh. And
21 I've entered through the front door of the hallway.

22 And one reason for that is because if he's got a
23 problem that if someone spilled something on the floor
24 or whatever, he calls the guy in the office building
25 here. This guy relates the message to the Facility

1 Maintenance at the County Center, and he will give me a
2 write-up, and I have to go in there and take care of
3 that.

4 And so when I received the write-up on
5 this particular day, I just went to the office to look.
6 That was like 5:15, something like that, to look to see
7 what I had to do there to take care of this area, and
8 that's the day I found the door unlocked.

9 Q Had Judge Holder left the premises on
10 that date?

11 A Pardon?

12 Q Had Judge Holder left?

13 A I didn't see him. I didn't see him on
14 that day in the office.

15 Q Were the lights on in the office on that
16 date?

17 A Yeah.

18 Q 5:15 is reasonably early is the reason --
19 how about his bailiff, was she still -- do you know if
20 she was working anywhere around?

21 A I didn't see her. No.

22 Q But the lights were on and the door, the
23 front door was open?

24 A Unlocked, yes.

25 Q At 5:15?

1 A Uh-huh.

2 Q My only other question is, do you think
3 based on your experience that if someone placed a call
4 to you and knew that you and/or your crew was coming
5 for a special needs cleaning that they would leave the
6 door unlocked for you?

7 A No, there's no need for that.

8 Q Okay.

9 A No need for that. We have keys. And
10 they know we have keys.

11 Q Right. Anything else that you think
12 would be helpful?

13 A No, that's all.

14 Q Okay.

15 GRAND JUROR: I have a question.

16 EXAMINATION

17 BY GRAND JUROR:

18 Q Mr. Parks, I understand that the door is
19 left open for the cleaning crew once she enters the
20 restroom so she can take things in and out; is that
21 correct?

22 A Well, she doesn't lock herself in.

23 Q Right. Right. So if, for instance, she
24 went in through a side door to enter the restroom,
25 which door would she leave ajar; would it be the